

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

DAMON ANTOINE GAITHER, *

Petitioner,

v. *

UNITED STATES OF AMERICA, *


Respondent.

* * * * *

MEMORANDUM ORDER

Now pending before this Court is Petitioner's Motion to Vacate Judgment under 28 U.S.C. § 2255 (ECF No. 84). Petitioner seeks vacatur of his 18 U.S.C. § 924(c) conviction. By agreement of counsel, the Defendant Gaither entered a plea of guilty on this date to a Superseding Criminal Information (ECF No. 106) and proceeded to sentencing pursuant to Rule 11(c)(1)(C) of the Federal Rules of Criminal Procedure to a 240-month sentence. For the reasons set forth on the record on this date, in criminal case number RDB-03-0456, and with that sentence having been imposed, this Court now GRANTS the Motion to Vacate (ECF No. 84). Accordingly, said Motion to Vacate is GRANTED and the civil case, *Gaither v. United States*, Civil No. RDB-16-2043, shall be CLOSED.

IT IS HEREBY SO ORDERED THIS 26TH DAY OF MAY, 2020.


Richard D. Bennett
United States District Judge

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DISTRICT OF MARYLAND
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Criminal No.: RDB-03-0456